

Atty Kruthers, Heather H. (for Petitioner Public Administrator)

(1) Final Report of Successor Administrator and (2) Petition for Discharge

DOD: 4/28/2002			<p>PUBLIC ADMINISTRATOR, Successor Administrator Court-appointed on 1/31/2014, is Petitioner.</p> <p>Petitioner states:</p> <ul style="list-style-type: none">• Petitioner has performed all duties required in the administration of the estate of the Decedent;• According to the Court's docket, no creditor's claims were filed against the estate;• No Inventory and Appraisal was filed because the Public Administrator determined there were no assets in the estate; the "estate" consisted of an IRA account, which had a beneficiary thereby making it a non-probate transfer;• Due to the lack of an estate, Petitioner and her attorney do not request any fees;• The being insolvent, there is no property on hand. <p>Petitioner prays that:</p> <ol style="list-style-type: none">1. The final report be settled, allowed and approved as filed, and all acts and proceedings of Petitioner as Successor Administrator be confirmed and approved; and2. The Public Administrator be discharged as Successor Administrator.	<p>NEEDS/PROBLEMS/COMMENTS:</p>
Cont. from				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail	W/		
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			

Atty Janian, Paulette (for Petitioner Alice McCoy, Conservator)

Petition to Fix Residence Outside the State of California

			ALICE MCCOY, adoptive mother and Conservator of the Person appointed on 5/30/2008, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
			~Please see Petition for details~	<p>Note: If <i>Petition</i> is granted:</p> <p>a. Within 30 days of the move, Petitioner must file with the Court and serve on all interested parties a <i>Post-Move Notice of Change of Residence</i>.</p> <p>b. Petitioner must establish a conservatorship or its equivalent in Tennessee pursuant to Probate Code 2352(d)(2)(C).</p> <p>c. A status hearing will be set on Thursday, September 10, 2015, at 9:00 a.m. in Department 303 for filing proof of the establishment of a conservatorship or its equivalent in Tennessee.</p>
Cont. from				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
✓	Pre-move Ntc			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail	W/		
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: LEG	
			Reviewed on: 3/5/15	
			Updates:	
			Recommendation:	
			File 2 - McCoy	

Status Hearing Re: Issue of Removal or Bond Increase

DOD: 02/24/2012	KENNETH ROBERTS , was appointed Administrator with full IAEA and with bond set at \$20,000.00 on 10/18/2012.	NEEDS/PROBLEMS/COMMENTS:
Cont. from	Minute Order of 03/02/2015 set this Status Hearing regarding Issue of Removal or Bond Increase. Minute Order states the accounting has been filed and set for 03/10. Counsel and his client are admonished that removal is possible due to lack of progress in this matter.	
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
✓ Status Rpt		
UCCJEA		
Citation		
FTB Notice	<p>Status Hearing Statement filed 03/04/2015 states a First Account was filed on behalf of the Administrator with the Court and notices were sent to appropriate parties. The hearing on the First Account is scheduled for 03/10/2015. On 03/03/2015 a notice of non-delivery was received for the Notice sent to Christina Roberts Trustee of the Jennifer Roberts Special Needs Trust. Mr. Donaldson states he has not received any other notices of non-delivery including the one sent to Jennifer Roberts at the same address as the one sent to Christina Roberts, Trustee and the one sent to the attorney for the Trustee, J. Stanley Teixeira. Since the last Court hearing on the Estate the Administrator checked with the mortgage of the real property, (Decedent's house) in the estate. The mortgage holder, Suntrust Mortgage told the Administrator that they would not extend a loan to the Beneficiaries since neither is employed. The mortgage holder did agree to leave the current loan on the real property in place if the real property was placed in a trust with the Jessica Roberts Special Needs Trust of Jennifer Roberts named as beneficiaries of the Trust for the real property with the Administrator named as Trustee.</p> <p>Mr. Donaldson has drafted a trust placing the Decedent's house in the trust with the administrator Kenneth as Trustee and Jessica Roberts and Christina Roberts as Trustee of the Special Needs Trust for Jennifer Roberts as the beneficiaries of that trust. Assuming that this disposition of the real property is acceptable to the Court. Mr. Donaldson states he will prepare the Second and Final Account for the Administrator within three weeks. He state he is getting help from another attorney on putting together the Final Account in the format required by the Court.</p>	Reviewed by: LV Reviewed on: 03/05/2015 Updates: Recommendation: File 3– Roberts

DOD: 02/24/2012		KENNETH ROBERTS , Administrator with full IAEA and bond set at \$20,000.00, is petitioner. Account period 02/24/2012 – 11/04/2014 Accounting - \$? Beginning POH - \$129,764.97 Ending - \$123,040.13	NEEDS/PROBLEMS/COMMENTS: Based on this Examiner's quick and cursory review of the Accounting, the deficiencies with the pleadings, include, but are not limited to the following: 1. Accounting does not balance. Need Amended Accounting. 2. The narrative of the petition goes between Conservator and Administrator. Need clarification. 3. Schedule C includes unusual items entitled "loans to Estate from Ken Roberts" but does not provide explanation as to those items. 4. Need Notice of Hearing. 5. Need notice to the following: <ul style="list-style-type: none"> • Jessica A. Roberts • Jennifer Roberts • Christen Roberts 6. Need Notice to Lisa Horton, Attorney representing Christina Roberts, Trustee of the Jennifer Roberts Special Needs Trust pursuant to the Request for Special Notice filed 02/19/2015. 7. Need Order.	
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input type="checkbox"/>	Notice of Hrg			x
<input type="checkbox"/>	Aff.Mail			x
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input type="checkbox"/>	Order			x
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
Reviewed by: LV				
Reviewed on: 03/05/2015				
Updates:				
Recommendation:				
File 8 - Stafford				

(1) First Amended Account Current and Report of Conservator, (2) Petition for Its Settlement, (3) for Allowance of Attorney's Compensation, (4) and for Its Termination

			DEBRA PASLEY , Mother and Conservator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
			Account period: 3-28-13 through 10-17-14	<u>OFF CALENDAR</u>
			Accounting: Not provided.	Second Amended Account filed 3-6-15 is set for hearing on 4-23-15. <u>However, this further amended account still appears to have most of the issues noted here.</u>
Aff.Sub.Wit.			Petitioner refers the Court to Exhibit B; however, Exhibit B is the 10-17-14 bank statement only	1. Need further amended petition. This amended petition does not contain an accounting in compliance with Probate Code §§ 2620, 1060, or schedules as required by Cal. Rule of Court 7.575.
Verified		x		2. According to Declaration of Mara Erlach filed 1-30-13, the conservatorship estate also contains a 1/5 interest in real property in Franklin County, VA. This should be addressed in the account and schedules pursuant to Probate Code §1063(h).
Inventory				3. The petition is not verified at all. A fiduciary must verify an account, even if he or she is not located in this county. See Probate Code §§ 1021, 1023.
PTC			Beginning POH: \$13,438.31 (per I&A)	4. Need Notice of Hearing.
Not.Cred.			Ending POH: \$1,715.61 (per bank account statement as of 10-17-14)	5. Need proof of service of Notice of Hearing at least 15 days prior to the hearing on the Conservatee and all relatives pursuant to Probate Code §1460(b)(2) and (b)(5): - Morgan Pasley (Conservatee) - David Hal Jones (Father)
Notice of Hrg		x	Petitioner hereby applies to the court for an order that the conservatorship in California can be terminated since the Conservator and Conservatee now reside in Oklahoma. Letters of General Guardianship, Order Appointing General Guardian, and Plan for the Care and Treatment of the Ward evidencing the establishment of the Oklahoma conservatorship are attached as Exhibit A.	6. Need account statement(s) showing balance immediately preceding appointment. Probate Code §2620(c)(2).
Aff.Mail		x		7. There is no Exhibit C attached the amount or basis for the attorney's request for compensation.
Aff.Pub.				8. Need order.
Sp.Ntc.			The conservator does not request compensation.	Reviewed by: skc
Pers.Serv.			Attorney requests compensation pursuant to Exhibit C. (Note: No Exhibit C is attached.)	Reviewed on: 3-5-15
Conf. Screen			Petitioner prays:	Updates: 3-6-15
Letters			1. That this account and report be approved and settled;	Recommendation:
Duties/Supp			2. That the acts of the Conservator shown in the account and report be approved;	File 4 – Pasley
Objections			3. That the compensation for the attorney be approved;	
Video Receipt			4. That the conservatorship be terminated; and	
CI Report			5. For such other and further relief as the Court deems proper.	
2620(c)		x		
Order				
Aff. Posting				
Status Rpt				
UCCJEA				
Citation				
FTB Notice				

Atty Hinshaw, Caroline K. (for Mark Reiff – Executor – Petitioner)

Atty **Teixeira, J. Stanley (for Scott Raven – Objector)**

Petition for Instructions

DOD: 3-29-13			See petition for details.	NEEDS/PROBLEMS/COMMENTS:	
	Aff.Sub.Wit.				
✓	Verified				
	Inventory				
	PTC				
	Not.Cred.				
✓	Notice of Hrg				
✓	Aff.Mail	W			
	Aff.Pub.				
	Sp.Ntc.				
	Pers.Serv.				
	Conf. Screen				
	Letters				
	Duties/Supp				
	Objections				
	Video Receipt				
	CI Report				
	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
	UCCJEA				
	Citation				
	FTB Notice				
			<p><u>Continued from 2-3-15. The following have now been filed:</u></p> <ul style="list-style-type: none"> • Objection filed 2-23-15 by Scott Raven • Memorandum of Points and Authorities in Support of Objection filed 2-23-15 • Supplement to Objection filed 2-27-15 • Memorandum of Points and Authorities in Reply to Objection filed 3-3-15 by Petitioner. <p><u>Note:</u> The Order Settling Executor's First Account entered 12-8-14 authorized continuation of the administration for up to one year. A status hearing was set for 1-11-16 for the filing of the Second and Final Account.</p>		
			Reviewed by: skc		
			Reviewed on: 3-5-15		
			Updates:		
			Recommendation:		
			File 5 - Carlson		

Atty Kruthers, Heather H. (for Petitioner Public Administrator)

(1) First and Final Account and Report of Administrator and (2) Petition for Allowance of Ordinary and Extraordinary Commissions and Fees and for (3) Distribution

DOD: 9/9/2013		PUBLIC ADMINISTRATOR , Administrator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		<u>Account period: 11/15/2013 – 12/23/2014</u>	
Cont. from 021815		Accounting - \$272,019.79	
Aff.Sub.Wit.		Beginning POH - \$270,784.05	
Verified		Ending POH - \$237,893.62 (all cash)	
<input checked="" type="checkbox"/>	Inventory	Administrator - \$8,440.40 (statutory)	
<input checked="" type="checkbox"/>	PTC		
<input checked="" type="checkbox"/>	Not.Cred.	Attorney - \$8,440.40 (statutory)	
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	Attorney XO - \$2,248.40 (for sale of real property @ \$1,000.00, and preparation of tax returns @ \$248.00 (1 deputy hour @ \$96/hr and 2 assistant hours @ \$76/hr;)	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen	Costs - \$895.50 (filing fees, certified copies)	
	Letters 111513	Bond Fee - \$680.05	
	Duties/Supp		
	Objections	Distribution pursuant to intestate succession is to:	
	Video Receipt	<ul style="list-style-type: none"> • DOUGLAS DANELL – \$43,437.86 cash; • JOHN DANELL – \$43,437.86 cash; • MARILYN CHAREST – \$43,437.85 cash; • VICKIE HALE – \$43,437.85 cash; • LINDA FOSTER – \$43,437.86 cash. 	
	CI Report		
	9202		
<input checked="" type="checkbox"/>	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
<input checked="" type="checkbox"/>	FTB Notice		
			Reviewed by: LEG
			Reviewed on: 3/5/15
			Updates:
			Recommendation:
			File 6 – Danell

Probate Status Hearing Re: First Filing Account

		<p>SUSAN BROWN was appointed as the Trustee of the 2013 Walter Edward Eastwood Revocable Trust pursuant to Order for Substituted Judgment entered 8-20-13 in Conservatorship Case No. 12CEPR00922.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need First Account or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>
		<p>On 1-28-14, at the hearing on the First and Final Account of Conservator, the Court authorized distribution to this trust and set this status hearing for Filing of the First Account.</p>	
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			<p>Reviewed by: LV</p> <p>Reviewed on: 03/06/2015</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 7 - Eastwood</p>

Atty McCloskey, Daniel T. (formerly for Rachelle Ireland, Executor)

Atty Horton, Lisa (currently for Rachelle Ireland, Executor)

Petition for Attorney's Fees and Costs

DOD: 2/24/2014		<p>DANIEL T. MCCLOSKEY of the law firm of TUTTLE & MCCLOSKEY, former Attorney for RACHELLE IRELAND, Executor, is Petitioner.</p> <p>RACHELLE IRELAND, daughter, was appointed Executor on 4/16/2014.</p> <p>Petitioner states:</p> <ul style="list-style-type: none"> The law firm of Tuttle & McCloskey represented Rachelle Ireland until replaced by the Executrix in pro per; Petitioner filed on 3/10/2014 a Petition for Probate requesting appointment [of Rachelle Ireland] as executrix of the Decedent's estate; she was appointed on 4/16/2014 and was granted full IAEA authority; based on information and belief that authority has not been revoked; A <i>Substitution of Attorney</i> was filed on 8/14/2014 substituting Rachelle Ireland in pro per in place of Petitioner as counsel for Rachelle Ireland; On 9/17/2014, Petitioner filed a <i>Request for Special Notice</i> and a <i>Creditor's Claim</i> regarding their claim against the estate for the statutory attorneys' fees and costs advanced; A <i>Final Inventory and Appraisal</i> of the estate was filed by Petitioner on 5/16/2014 showing the value of the estate as \$199,122.60, which included the real property in on Road 225 in North Fork, and a ½ interest in real property on Callisch Ave. in Fresno; <p align="center">~Please see additional page~</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: Stipulation RE Payment of Attorneys Fees and Costs filed 3/9/2015 is signed by Attorney McCloskey and Attorney Lisa Horton, indicating the attorneys agree that (1) Attorney McCloskey will be paid 50% of the statutory fee as determined by Court, within 5 days of when the final accounting has been approved by Court; and (2) that costs of \$1,579.71 shall be paid to Attorney McCloskey within 5 days of when the final accounting has been approved by Court.</p> <ol style="list-style-type: none"> Paragraph 7 of the <i>Petition</i> states a Creditor's Claim was filed by Petitioner for statutory attorney's fees and costs advanced. Court records do not show a Creditor's Claim was filed; however, a <i>Request for Special Notice</i> was filed 9/24/2014. Itemization of costs in Paragraph 13 of the <i>Petition</i> and itemization of costs in <i>Exhibit A</i> includes a \$40.00 filing fee for the <i>Request for Special Notice</i>, which Court may require Petitioner to justify as a cost that should be charged to the estate rather than borne by the Petitioner. Stipulation RE Payment of Attorneys Fees and Costs filed 3/9/2015 appears to supersede this issue. Paragraph 13 of the <i>Petition</i> requests as a cost advanced the \$435.00 filing fee for the instant <i>Petition for Attorney's Fees</i>. Court may require Petitioner to justify this filing fee as a cost that should be charged to the estate rather than borne by the Petitioner, who is no longer representing the Executor such that the filing fee for the instant <i>Petition</i> appears inappropriately charged to this estate. Stipulation RE Payment of Attorneys Fees and Costs filed 3/9/2015 appears to supersede this issue. 	
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			W/
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			041714
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			

Reviewed by: LEG
Reviewed on: 3/6/15
Updates: 3/9/15
Recommendation:
File 8 - Stafford

Petitioner states, continued:

- A *Supplemental Inventory and Appraisal* of the estate was filed by Petitioner on 7/29/2014, showing an additional value of the estate in the amount of **\$43,919.00** for a ½ interest in a Missouri limited liability company whose only asset was real property located in Parkville Missouri;
- Petitioner was informed by a representative for Secured Title of Kansas City–North, the settlement agent for the LLC, that on 7/31/2014, escrow closed with regard to the sale of the real property held by the LLC;
- Petitioner believes a check in the amount of **~\$42,043.50** was to be delivered to the Executrix on 8/1/2014 by the surviving member of the LLS for deposit into the probate account;
- Petitioner believes that the estate closed, and that the estate accounted for should be in the amount of **\$243,041.60**, and that it is Petitioner's belief that the estate consists of cash in the amount of **~\$43,000.00** and the real property;
- Petitioner has advanced funds for payment of necessary expenses of the estate [consisting of filing fees, certification fees, publication, probate referee fees] totaling **\$1,579.71**, and Petitioner requests the Court approve reimbursement of this sum for costs advanced by Petitioner;
- Petitioner has performed the services set out in *Exhibit A* attached, relating to statutory fees provided on behalf of the estate prior to its substitution;

Petitioner requests the Court approve attorney's fees of **\$6,288.66** (80% of the statutory fees) for services rendered from **3/4/2014 to 8/26/2014** in preparation of the petition for probate and related documents, calculated as follows: estate accounted for is **\$243,041.60** (statutory basis) which calculates as **\$7,860.83** as the statutory fee, with **80%** calculating as **\$6,288.66**.

Petitioner prays for an Order that:

1. Rachelle Ireland, Executrix, be directed to pay to Petitioner Tuttle & McCloskey from the estate the sum of **\$6,288.66**, which represents 80% of the statutory fees for services rendered from 3/4/2014 to 8/26/2014; and
2. Rachelle Ireland, Executrix, be directed to pay to Petitioner Tuttle & McCloskey from the estate the sum of **\$1,579.71** which represents reimbursement of costs advanced by Petitioner from 3/4/2014 to 8/26/2014.

Atty Petty, Teresa B. (for Donald Morton – Executor – Petitioner)

(1) First and Final Report of Executor on Waiver of Account and Petition for Settlement Thereof; (2) for Waiver of Executor's Compensation for Ordinary Services; (3) for Allowance of Attorney's Fees for Ordinary Services and (4) for Final Distribution

DOD: 11-11-12		DONALD MORTON , Executor with Full IAEA without bond, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Accounting is waived	Continued from 2-2-15. The following issue remains noted:
Cont. from 020215		I&A: \$168,000.00	1. Donald Morton was appointed Executor pursuant to the Stipulation filed 6-24-14. At that time, distribution was not before the Court, and although the stipulation itself included the proposed payment in lieu of an interest in the real property, such distribution was not considered or authorized by the Court at that time, and the stipulation was considered regarding initial appointment only. See Order After Hearing filed 8-4-14. Therefore, it appears that the payment of \$40,000.00 to Greg Watkins was made prior to any court authorization of the agreement and distribution.
	Aff.Sub.Wit.	POH: \$168,000.00 (real property in Kingsburg, CA)	
✓	Verified	Executor (Statutory): Waived	
✓	Inventory	Attorney (Statutory): \$6,040.00	
✓	PTC	Petitioner states that pursuant to Stipulation filed 6-24-14, heir Greg Watkins agreed to receive cash in the amount of \$40,000.00 in lieu of an interest in the real property. Filed concurrently with this petition is a Receipt on Final Distribution signed by Greg Watkins on 4-28-14.	
✓	Not.Cred.	Distribution pursuant to the decedent's will and Stipulation filed 6-24-14:	
✓	Notice of Hrg	Donald Morton: Entire estate (Real property in Kingsburg, CA)	
✓	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
✓	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
✓	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
✓	FTB Notice		
			Reviewed by: skc
			Reviewed on: 3-5-15
			Updates:
			Recommendation:
			File 9 – Morton

Petition to Determine Succession to Real Property (Prob. C. 13151)

DOD: 05/18/2014		CYNDEE A. JORDAN , as Trustee of the Brock Living Trust, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
		40 days since DOD	1. The Inventory and Appraisal does not list real property it lists a promissory note which is personal property. A petition requesting an order concerning personal property only is not permitted under Probate Code §13151.
		No other proceedings	
Cont. from 111814, 120914, 012715		I&A - \$55,355.71	<ul style="list-style-type: none"> The Supplemental to Petition to Determine Succession to Real property filed 11/18/2014 admits that the promissory note is personal property. Therefore this procedure cannot be used under Probate Code §13151. Where only personal property is involved the Affidavit procedure under Probate Code §13100 is the appropriate summary procedure.
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input checked="" type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		<p>Will dated 11/10/2003 devises the residue of the estate shall pass to the Trustee of the Trust designated as the Brock Living Trust.</p> <p>Petitioner requests Court determination that decedent's 49.11% interest in Promissory Note dated December 22, 1997 pass to CynDee A. Jordan, as Trustee of the Brock Living Trust.</p> <p>Supplemental to Petition to Determine Succession to Real Property filed 11/18/2014 states the Inventory and Appraisal lists a promissory notes (which is personal property). However, the note is secured by a certain Deed of Trust dated 12/22/1997, recorded in the Official Records of the County of Madera on 12/24/1997 as Document No. 9734162, as assigned pursuant to that certain Corporation Agreement of Deed of Trust dated 01/09/1998, recorded in the Official Records in the County of Madera on 05/21/1998, as Document No. 9814033 (the "Deed of Trust"). The Deed of Trust is listed on the Inventory and Appraisal. A deed of trust is a security interest in real property wherein in legal title in real property is transferred to a trustee, which holds it as security for a loan between a borrower and a lender. Hence, the Petition seeks on order concerning real property and personal property and it appropriate under Probate Code §13151.</p> <p>Please see additional page</p>
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	w/	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

Reviewed by: LV

Reviewed on: 03/06/2015

Updates:

Recommendation:

File 10 - Brock

Memorandum of Points and Authorities in Support of Petition to Determine Succession to Property filed 01/12/2015.**Petition to Determine Succession To Property Is the Appropriate Procedure To Transfer Interest in Real Property Where Total Estate Is Below \$150,000.00 But Above \$50,000.00.**

A decedent's successor in interest (as defined by Probate Code § 13006) may transfer a decedent's interest in real property (and personal, if any) by filing a petition under Probate Code § 13150-13158 when the total value of real and personal property does not exceed \$150,000.00. However, where there is no interest in real property to be transferred this procedure is unavailable. Here, the petitioner filed a Petition to Determine Succession to Real Property to determine succession to both a promissory note and the Deed of Trust securing said promissory note.

Deed of Trust Is Interest In Real Property.

A deed of trust is a conveyance of real property to secure payment of a debt, which is usually evidenced by a separate promissory note. *Hohn v. Riverside County Flood Control etc. Dist.* (1964) 228 Cal. App 2d 605, 6011. California authority has long held that the holder of a deed of trust possesses an interest in the underlying real property. *Massae v. Superior Court* (1981) 118 Cal. App. 3d 527, 536 ("Of course the California real property security instrument known as a deed of trust creates rights or interests in real property"). "[A] trust deed *definitely* does represent an interest in the land, for the title is in the trustee for the benefit of the creditor." *Estate of Moore* (1955) 135 Cal. App. 2d 122, 131 (emphasis added); *Bank of Italy v. Bentley* (1933) 217 Cal. 644; *Snyder v. Western Loan & Bldg. Co.* (1934) 1 Cal. 2d 697, 701; *Py v. Pleitner* (1945) 70 Cal. App. 2d 576, 579; *Mortgage Guarantee Co. v. Lee* (1943) 61 Cal. App. 2d 367, 375. This has been the rule in California ever since 1859. *Koch v. Briggs* (1859) 14 Cal. 256; *Bank of Italy*, supra, 217 Cal. At 655; *Moore*, supra, 135 Cal. App. at 132. In sum, "any rule that rests upon the assumption that the holder of a trust deed note does not have any interest in the land *finds no substantial basis in California law.*" *Moore*, supra, 135 Cal. App. at 132 (emphasis added). As such, the petition is appropriate and the relief sought – that is, an order determining interest in both the promissory note and the Deed of Trust – should be granted.

Public Policy Favors Granting The Petition

An overlying issue in this matter is the need to have a clean record of title for the Deed of Trust. If the Petition is denied, the Petitioner will be left with two avenues to attempt to transfer the deed of trust; she can either record a 13100 affidavit or probate the assets. The former will not clear title and the latter is a waste of judicial resources.

A 13100 affidavit is insufficient to clear title because it cannot be used to transfer and interest in real property. Prob. Code § 13100. This presents two issues for the Petitioner. First, if the real property securing the deed of trust is sold, an escrow company will request a payoff demand from the record owner of the deed of trust and once escrow companies to determine who needs to make the payoff demand and where such funds should be distributed. Additionally, a title company will not issue a title policy with a 13100 affidavit in the chain of title. Therefore, if a 13100 affidavit were to be used the petitioner will find herself in a position where escrow cannot close and a title policy will not issue as a result of failing to have a court order determining succession to the Deed of Trust.

Therefore, if the Petition is denied the Petitioner will be left with no choice but to probate the Deed of Trust. This uneconomical giving the small value of the estate assets. Moreover, it would serve as a waste of judicial resources.

Atty Gromis, David (for Petitioners Ronald T. Oye and Michiko Oye, Co-Guardians)

Petition to Appoint Successor Trustee (Prob. C. 15660; 17005(b); 17201)

DOD: 5/1/2009		<p>RONALD T. OYE and MICHIKO OYE, Co-Guardians of JIM ISAMU KAWANO, Decedent's minor grandson, are Petitioners.</p> <p align="center"><u>~Please see Petition for details~</u></p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Pursuant to Probate Code § 17201, <i>Petition</i> does not but should state the names and addresses of each person entitled to notice of the <i>Petition</i>. Based upon the pleadings, it appears the person entitled to notice who has not been served with notice is the minor beneficiary, JIM ISAMU KAWANO (age 17.) Need proof of service by mail of 30 days' notice prior to hearing for JIM ISAMU KAWANO pursuant to Probate Code §§ 15804 and 17203(a)(2).</p> <p>2. Need proposed order pursuant to Local Rule 7.1 which provides a proposed order shall be submitted with all pleadings that request relief.— Submitted 3/9/2015.</p>	
Cont. from				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail			W/
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
	Order	X		
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
<p>Reviewed by: LEG</p> <p>Reviewed on: 3/6/15</p> <p>Updates: 3/9/15</p> <p>Recommendation:</p> <p>File 11 - Masuhara</p>				

**Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450).
 (Lost Will)**

DOD: 10/13/2014	PUBLIC ADMINISTRATOR , is petitioner and request appointment as Administrator with Will Annexed without bond.	NEEDS/PROBLEMS/COMMENTS: 1. Petition does not provide any information surrounding the facts that the will was lost. Probate Code §6124 states if the testator's will was last in the testator's possession, the testator was competent until death, and neither the will nor a duplicate original of the will can be found after the testator's death, it is presumed that the testator destroyed the will with intent to revoke it. This presumption is a presumption affecting the burden of producing evidence. Petitioner has not provided anything to rebut the presumption that the will was not destroyed with the intent to revoke. 2. Notice must indicate Petition of a Lost Will pursuant to California Rule of Court 7.50. 3. Order does not comply with the Probate Code §8223, copy of the will must be included with the order. 4. Will is not self-proving. Need proof of subscribing witness. Note: If the petition is granted status hearings will be set as follows: • Tuesday, 07/07/2015 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal and • Tuesday, 05/10/2016 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required. Reviewed by: LV Reviewed on: 03/06/2015 Updates: Recommendation: File 12 - Woof
Cont. from	Full IAEA – o.k.	
<input type="checkbox"/> Aff.Sub.Wit.	x	
<input checked="" type="checkbox"/> Verified	Will dated: 02/24/1956	
<input type="checkbox"/> Inventory	Residence: Fresno	
<input type="checkbox"/> PTC	Publication: The Business Journal	
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg	Estimated value of the Estate: Personal property \$368,663.20 Real property \$63,195.00 Total \$431,858.20	
<input checked="" type="checkbox"/> Aff.Mail	w/	
<input checked="" type="checkbox"/> Aff.Pub.	Probate Referee: Steven Diebert	
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		

Probate Status Hearing Re: Filing Inventory & Appraisal

DOD: 04/20/2014		MARGARET NICHOLS , spouse, was appointed Administrator with full IAEA authority without bond on 09/02/2014.	NEEDS/PROBLEMS/COMMENTS:
Cont. from 010615		Letters issued on 09/03/2014.	<u>OFF CALENDAR. Final Inventory and Appraisal filed 01/23/2015.</u>
Aff.Sub.Wit.		Partial No. 1 Inventory and Appraisal filed 10/22/2014 shows an estate valued at \$275,000.00.	
Verified			
Inventory			
PTC			
Not.Cred.		Minute Order of 09/02/2014 set this status hearing for the filing of the Inventory and Appraisal.	
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
			Reviewed by: LV
			Reviewed on: 03/06/2015
			Updates:
			Recommendation:
			File 13 - Nichols

Atty Larios, Lidia (pro per Petitioner/non relative)

Petition for Appointment of Temporary Guardian of the Person (Prob. C. 2250)

			<p align="center"><u>Please Petition for details</u></p>	NEEDS/PROBLEMS/COMMENTS:	
				<p>1. Need Notice of Hearing.</p> <p>2. Need proof of personal service five (5) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Temporary Guardian or consent and waiver of notice or declaration of due diligence for:</p> <ul style="list-style-type: none"> • Father(s) (Unknown) • Angie Valdovinos (Mother) • Adrian Rivera (Minor) • Adriana Rivera (Minor) 	
	Aff.Sub.Wit.				
✓	Verified				
	Inventory				
	PTC				
	Not.Cred.				
	Notice of Hrg	x			
	Aff.Mail				
	Aff.Pub.				
	Sp.Ntc.				
	Pers.Serv.	x			
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections				
	Video Receipt				
	CI Report				
	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
✓	UCCJEA				
	Citation				
	FTB Notice				
			Reviewed by: LV		
			Reviewed on: 03/06/2015		
			Updates:		
			Recommendation:		
			File 14 - Rivera		

Atty Bush, Hilda (proper – paternal aunt/Petitioner)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Trenton, 1		<u>TEMPORARY EXPIRES 03/10/15</u>		NEEDS/PROBLEMS/COMMENTS:	
Tamaiya, 5 mos.		HILDA BUSH, paternal aunt, is Petitioner.		<u>CONTINUED FROM 01/20/15</u>	
		Father: JOHN MICHAEL ADAMS – Personally served on 11/13/14		This petition pertains to Trenton & Tamaiya Adams only. Luella Douglas, maternal cousin, was appointed successor guardian of Vashti Winchester on 10/27/14. Clotilde Brown, maternal grandmother, was previously appointed as guardian of both Vashti and Trenton on 09/25/13; however, Ms. Brown passed away on 07/07/14.	
Cont. from 012015		Mother: NOVELL BROWN – Personally served on 11/25/14		As of 03/05/15, nothing further has been filed and the following notes remain:	
	Aff.Sub.Wit.		Paternal grandparents: UNKNOWN	1. Need proof of service by mail at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Guardian of the Person <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for:	
✓	Verified		Maternal grandfather: Deceased	a. Paternal grandparents	
	Inventory		Maternal grandmother: CLOTILDE BROWN - Deceased	b. Tamara Adams (sister)	
	PTC		Siblings: TAMARA ADAMS (34), TONYA ADAMS (32), TRAVIS ADAMS (31), QUENTESSAH EQUARTE (20); LASHAYRA WILLIAMS (19), WESTLEY WILLIAMS (17), SAHUANNA WILLIAMS (14)	c. Tonya Adams (sister)	
	Not.Cred.			d. Travis Adams (brother)	
✓	Notice of Hrg			e. Quentessah Equarte (sister)	
	Aff.Mail	x		f. Lashayra Williams (sister)	
	Aff.Pub.			g. Westley Williams (brother)	
	Sp.Ntc.			h. Sahuanna Williams (sister)	
✓	Pers.Serv.	w/			
✓	Conf. Screen				
✓	Letters		Petitioner states that CPS has been involved and her brother asked her if she would care for the children.		
✓	Duties/Supp		Petitioner states that she does not want the children in the system.		
	Objections				
	Video Receipt				
✓	CI Report		Court Investigator Jennifer Young filed a report on 01/12/15.		
	9202				
✓	Order				
	Aff. Posting			Reviewed by: JF	
	Status Rpt			Reviewed on: 03/05/15	
✓	UCCJEA			Updates:	
	Citation			Recommendation:	
	FTB Notice			File 15 – Winchester & Adams	

Atty Peebles, Michelle (pro per Petitioner/maternal grandmother)

Atty Peebles, John W. III (pro per Petitioner/maternal grandfather)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

See petition for details.			NEEDS/PROBLEMS/COMMENTS: 1. Notice of Child Custody proceeding for Indian Child (ICWA-030) was filed 2/20/15 and thereafter notice was served by the Court as required on 2/23/15. Further continuance is necessary pursuant to Probate Code §1460.2 and Cal. Rule of Court 7.1015 for time for response. Based on the filing date, it appears continuance to at least May 2015 is appropriate. 2. Petitioners filed declarations of due diligence for both parents and the unknown paternal grandparents. If diligence is not found, need notice pursuant to Probate Code §1511 or further diligence. 3. Need new orders/letters with Petitioners' current address.
Cont. from 012015			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg	X	
	Aff.Mail	X	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.	X	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: KT
			Reviewed on: 3/6/15 (skc)
			Updates:
			Recommendation:
			File 16 – Peebles-Gessner

17 Antoine Hemingway, Trinity Hemingway & Confidence Kelly (GUARD/P

Case No. 14CEPR01035

Atty Bryant Cain, Rebecca Ann (pro per – maternal grandmother/Petitioner)

Atty Hemingway, Monay (pro per – mother/objector)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Antoine, 6		<p align="center"><u>TEMPORARY EXPIRES 01/20/15</u></p> <p>REBECCA ANN BRYAN CAIN, maternal grandmother, is Petitioner.</p> <p>Father (Antoine & Trinity): ANTOINE HEMINGWAY – Acknowledged Notice in Court on 01/20/15 and stated that he consents</p> <p>Father (Confidence): MAURICE KELLY – personally served on 12/22/14</p> <p>Mother: MONAY HEMINGWAY – Personally served in open court on 12/01/14 per Minute Order</p> <p>Paternal grandparents (Antoine & Trinity): DECEASED</p> <p>Paternal grandparents (Confidence): UNKNOWN</p> <p>Maternal grandfather: MELVIN CARTER – Personally served on 01/25/15</p> <p>Petitioner states that she has had the children in her care since 06/28/14. When they came into her care they were hungry, dirty, tired and bruised up. Their PG&E had been off for some time without her knowing it. They did not have decent shoes and Confidence didn't have any shoes at all. Petitioner states that this is not the first time she has had to step in and help the children and each time the mother gets angry.</p> <p>Objection to Guardianship filed 12/10/15 by Monay Hemingway (mother) states that the allegations against her are false and that CPS was misinformed. She believes that her children should be back in her care.</p> <p>Declaration of Petitioner Rebecca Bryan Cain filed 12/18/15 attaches letters from the children's school that state that the children have severe behavioral problems and that petitioner is working with the school to help the children and that their school attendance has been excellent since in Petitioner's care.</p> <p>Court Investigator JoAnn Morris filed a report on 01/06/15.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>CONTINUED FROM 01/20/15</u></p> <p>1. Need proof of service of Notice of Hearing with a copy of the Petition for Appointment of Guardian of the Person <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for:</p> <p>a. Confidences' Paternal grandparents – service by mail sufficient</p>	
Trinity, 5				
Confidence, 2				
Cont. from 012015				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input checked="" type="checkbox"/>	Not.Cred.			
<input type="checkbox"/>	Notice of Hrg			x
<input type="checkbox"/>	Aff.Mail			
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input checked="" type="checkbox"/>	Pers.Serv.			w/
<input checked="" type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			
<input checked="" type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input checked="" type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input checked="" type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			

Reviewed by: JF
Reviewed on: 03/05/15
Updates:
Recommendation:
File 17 - Hemingway

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

		<u>TEMPORARY EXPIRES 03/10/15</u>	NEEDS/PROBLEMS/COMMENTS:
		ANITA MACIAS , maternal grandmother, is Petitioner.	<u>CONTINUED FROM 01/20/15</u> Minute Order from 01/20/15 states: Vanessa Valenzuela, sister, represents that she can provide Ms. Macias with the father's address in Mexico. She further represents that she believes the paternal grandfather is alive, but she believes the paternal grandmother might be deceased. Parties are to cooperate regarding visitation between the sisters and the minor. As of 03/05/15, nothing further has been filed and the following notes remain: 2. Need Notice of Hearing. 3. Need proof of service of Notice of Hearing with a copy of the <i>Petition for Appointment of Guardian of the Person</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: a. Henry Valenzuela (father) – personal service required. Note: Declaration of Due Diligence filed 11/13/14 states that the father was deported to Mexico in 2004 and his current whereabouts are unknown b. Paternal grandparents – service by mail sufficient
		Father: HENRY VALENZUELA – <i>Declaration of Due Diligence filed 11/13/14</i>	
		Mother: PATRICIA VALENZUELA – <i>deceased</i>	
		Paternal grandparents: UNKNOWN	
		Maternal grandfather: JOSE MACIAS – <i>deceased</i>	
		Petitioner states that Enrique's mother is deceased and his father has not been a part of his life because he was deported to Mexico due to drug related issues. Petitioner states that the minor has been in her care for 9 years and has special needs that need to be met.	
		Court Investigator Jennifer Daniel filed a report on 01/13/15.	
Cont. from 012015			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input type="checkbox"/>	Verified		
<input checked="" type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg	x	
<input type="checkbox"/>	Aff.Mail	x	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.	x	
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input checked="" type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input checked="" type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: JF
			Reviewed on: 03/05/15
			Updates:
			Recommendation:
			File 18 - Valenzuela

Amended Petition for Probate of Will and for Letters Testamentary

DOD: 10-16-14			DEBORA A. CAVANAUGH , Daughter and named alternate executor without bond, is Petitioner. Full IAEA: ok Will dated 11-17-94 Residence: Kerman, CA Publication: Fresno Bee Estimated value of estate: Personal property: \$ 3,000.00 Real property: \$158,000.00 Total: \$161,000.00 Probate Referee: Rick Smith TERRY BREWER, Son, filed an objection on 12-29-14 in response to the prior petition for probate filed 11-26-14. Petitioner responded to the objection in an attachment to this amended petition.	NEEDS/PROBLEMS/COMMENTS: 1. Need dates of death of the decedent's deceased spouse Charles Brewer and deceased son Danny Brewer pursuant to Local Rule 7.1.1.D. 2. Petitioner filed proof of publication on 1-8-15 in connection with her prior petition for probate that was heard on 1-13-15 and continued to 3-10-15. This amended petition was later filed and set for the continued date of 3-10-15. Petitioner refers the Court to her prior publication. The Court may require authority or republication for this amended petition. Note: If granted, the Court will set status hearings as follows: <ul style="list-style-type: none"> Tuesday, August 11, 2015 for the filing of the Inventory and Appraisal Tuesday, June 7, 2016 for the filing of the first account or petition for final distribution. If the proper items are on file prior to the status hearing dates pursuant to Local Rule 7.5.C., then the status hearings may be taken off calendar. Otherwise, written status report and appearance is required.
	Aff.Sub.Wit.	S/P		
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail	w		
✓	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: skc Reviewed on: 3-5-15 Updates: Recommendation: File 19B - Brewer	

Pro Per Peele, April (Pro Per Petitioner, maternal grandmother)

Pro Per Williams, Deandre (Pro Per Objector, father)

Petition for Appointment of Temporary Guardian of the Person

		GENERAL HEARING CONTINUED BY MINUTE ORDER TO 4/7/2015	NEEDS/PROBLEMS/COMMENTS:
		APRIL PEELE , maternal grandmother, is Petitioner.	1. Need proof of personal service of the Notice of Hearing with a copy of the Petition for Appointment of Guardian, or Consent to Appointment of Guardian and Waiver of Notice, or a Declaration of Due Diligence, for:
Cont. from		Father: DEANDRE WILLIAMS ; sent notice by mail 12/17/2014; Declaration of Due Diligence filed 2/27/2015; personally served – date not indicted.	<ul style="list-style-type: none"> Deandre Williams, father. (Note: Proof of personal service filed 3/5/2015 does not show <u>date and time of personal service.</u>)
	Aff.Sub.Wit.	Mother: MERCEDES LAMB ; deceased.	2. Need proof of service by mail of the Notice of Hearing with a copy of the Petition for Appointment of Guardian, or Consent to Appointment of Guardian and Waiver of Notice, or a Declaration of Due Diligence, for:
✓	Verified	Paternal grandfather: Unknown	<ul style="list-style-type: none"> paternal grandfather; (Note: Proof of service by Mail filed 3/5/2015 shows NATHANIE WILLIAMS was mailed notice on 3/3/2015; however, this person's relationship is not indicated in the Petition.)
	Inventory	Paternal grandmother: Deceased	
	PTC	Maternal grandfather: Charles E. Lamb; consents and waives notice.	
	Not.Cred.	~Please see Petition for details~	
✓	Notice of Hrg	Objection to Guardianship filed by DEANDRE WILLIAMS, father, on 12/22/2014.	
✓	Aff.Mail	Court Investigator's Report was filed on 2/10/2015.	
	Aff.Pub.	Declarations (3) were filed on 2/17/2015 by Objector DEANDRE WILLIAMS, father.	
	Sp.Ntc.	Declaration was filed 2/27/2015 by Petitioner April Peele.	
	Pers.Serv.		
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
✓	Objections		
	Video Receipt		
✓	CI Report		
✓	Clearances		
✓	Order		
	Aff. Posting		
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice		
			Note for Objector DEANDRE WILLIAMS:
			1. Need proof of service by mail of a copy of the Objection to Guardianship filed on 12/22/2014 for the following persons:
			<ul style="list-style-type: none"> April Peele, maternal grandmother (Petitioner); (Note: Proof of Service filed 2/17/2015 states personal service of notice was attempted to April Peele at her residence on 12/22/2014 but she was not at the residence.) Charles E. Lamb, maternal grandfather; Paternal grandparents.
			Reviewed by: LEG
			Reviewed on: 3/9/15
			Updates:
			Recommendation:
			File 20 - Williams

			See Petition for details.	NEEDS/PROBLEMS/COMMENTS:
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
N/A	Pers.Serv.			
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
✓	CI Report			
✓	Clearances			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: skc	
			Reviewed on: 3-5-15	
			Updates:	
			Recommendation:	
			File 21 - Quintana	

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Mykayla, 6	<u>NO TEMPORARY IN PLACE</u>		NEEDS/PROBLEMS/COMMENTS:
Darius, 4	<p>RACHEL LEWIS, great aunt, is Petitioner.</p> <p>Father (Mykayla): MYCHAL PRESCOTT – deceased</p> <p>Father (Darius): DERRICK THOMAS, SR. – Declaration of Due Diligence filed 02/17/15</p> <p>Mother: TAKISHA MEANS – Consent & Waiver of Notice filed 01/06/14</p> <p>Paternal grandparents: UNKNOWN</p> <p>Maternal grandparents: DECEASED</p> <p>Petitioner states that she loves her niece and nephew and does not want them placed in foster care away from their family while their mother is unable to care for them.</p> <p>Court Investigator Samantha Henson filed a report on 03/04/15.</p>		
Cont. from			<p>1. Need Notice of Hearing.</p> <p>2. Need proof of service of Notice of Hearing with a copy of the <i>Petition for Appointment of Guardian of the Person</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for:</p> <p>a. Derrick Thomas, Sr. (Darius' father) – personal service required; Declaration of Due Diligence filed 02/17/15 indicates that Petitioner contacted Mr. Thomas on Facebook and informed him of the hearing, however he would not provide an address to be served</p> <p>b. Paternal grandparents – service by mail sufficient</p>
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg	x		
Aff.Mail		x	
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.		x	
✓ Conf. Screen			
✓ Letters			
✓ Duties/Supp			
Objections			
Video Receipt			
✓ CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
✓ UCCJEA			
Citation			
FTB Notice			
			Reviewed by: JF
			Reviewed on: 03/06/15
			Updates:
			Recommendation:
			File 23 - Lewis

Atty Kilgore, Joe Dee (Pro Per Petitioner)

Atty Kilgore, Rhett Steven (Pro Per Petitioner)

Amended Petition to Determine Succession to Real Property

DOD: 10-16-14		JOE DEE KILGORE and RHETT STEVEN KILGORE are Petitioners.	NEEDS/PROBLEMS/COMMENTS: 1. Attachment 14 does not include Petitioners' relationships to the decedent. Need clarification. 2. Attachment 11 does not indicate the decedent's interest in the real property and the checking account. Need clarification: Separate property or community property? Did the decedent own 100% or some other portion? <u>Note:</u> See #11, Probate Code §§ 8850(c), 6401. 3. Submitted order is blank. Need <u>completed</u> order, including the legal description of the real property, etc. Reviewed by: skc Reviewed on: 3-6-15 Updates: Recommendation: File 24 - Kilgore
		40 days since DOD	
		No other proceedings	
	Aff.Sub.Wit.	I&A: \$144,953.07 (real property located at 3704 W. Persimmon Lane plus cash in checking account)	
✓	Verified		
✓	Inventory		
	PTC	Decedent died intestate	
	Not.Cred.	Petitioners request Court determination that the real property and checking account pass to them one-half each.	
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		

25 **Abdolah Rahnama (CONS/P)**

Case No. 15CEPR00156

Atty Kruthers, Heather (for Public Guardian)

Atty Rahnama, Davood (Pro Per – Petitioner – Son)

Atty Bagdasarian, Gary G. (Court Appointed for Proposed Conservatee)

Petition for Appointment of Temporary Conservator of the Person (Prob. C. 2250)

NEEDS/PROBLEMS/COMMENTS:		
Note: Page 26 is the Petition for Appointment of Conservatorship of Fatemeh Shakeri, spouse of this proposed conservatee.		
Minute Order of 03/03/2015: Pam Johnson from Adult Protective Services is also present. Majid is directed to submit his objections in writing. Matter is continued to 03/10/2015 for the Public Guardian to conduct an investigation and provide a recommendation. The Court orders the Public Guardian remain as temporary conservator of the person.		
COURT ADVISED RIGHTS 02/18/2015		
1. Need Video receipt for each conservator pursuant to Locale Rule 7.15.8(A).		
Reviewed by: LV		
Reviewed on: 03/06/15		
Updates:		
Recommendation:		
File 25 - Rahnama		

Cont. from 030315		
	Aff.Sub.Wit.	
✓	Verified	
	Inventory	
	PTC	
	Not.Cred.	
✓	Notice of Hrg	
✓	Aff.Mail	
	Aff.Pub.	
	Sp.Ntc.	
✓	Pers.Serv.	
✓	Conf. Screen	
✓	Letters	
✓	Duties/Supp	
	Objections	
✓	Video Receipt	
✓	CI Report	
	9202	
	Order	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
✓	Citation	
	FTB Notice	

Please see Petition for details

